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Caleb Pollack Reg. No. 37,912

Regarding the following Application:

Applicant(s): RODYUSHKIN, Konstantin Examiner: Redding, Thomas M.  
et al.

Serial No./ 10/800,732 Group Art Unit: 2624  
Patent No.:

Filed/ March 16, 2004 Attorney Docket No.: P-6214-US  
Issue Date:

Title: METHODS FOR ESTIMATING THE POSITION AND SHAPE OF LIPS AND  
FOR ESTIMATING THE POSITION OF TEETH IN A SEQUENCE OF  
DIGITAL IMAGES OF A HUMAN FACE

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| 1. <input type="checkbox"/> Provisional Application Cover Sheet  | 11. <input type="checkbox"/> Response to Notice to File Missing Parts (____ Pages)  |
| 2. <input type="checkbox"/> Utility Patent Application Transmittal   | 12. <input type="checkbox"/> Response to Notice of Incomplete Reply (____ Pages)  |
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| 4. <input type="checkbox"/> Transmittal Sheet for Entering National Phase                                      | 14. <input checked="" type="checkbox"/> Information Disclosure Statement including:<br>- Form PTO/SB/08 and<br>- references <u>A</u>  |
| 5. <input type="checkbox"/> Design Patent Application Transmittal  | 15. <input type="checkbox"/> Preliminary Amendment (____ Pages)   |
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| ____ Pages of Specification  | 21. <input type="checkbox"/> Issue/ Publication Fee Transmittal   |
| ____ Pages of Claims   | 22. <input type="checkbox"/> Submission of Formal Drawings: Two sets of<br>____ Sheets containing Figs. ____                          |
| ____ Page of Abstract  | 23. <input type="checkbox"/> Certified copy of Priority Doc.  |
| ____ Pages of Formal Drawings  | 24. <input type="checkbox"/> Claim for Convention Priority  |
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Attorney Docket No.: P-6214-US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****RECEIVED  
CENTRAL FAX CENTER**Applicant(s): RODYUSHKIN,  
Konstantin et al.

Examiner: Redding, Thomas M.

DEC 18 2007

Serial No.: 10/800,732

Group Art Unit: 2624

Filed: March 16, 2004

Title: METHODS FOR ESTIMATING THE POSITION AND SHAPE OF LIPS AND  
FOR ESTIMATING THE POSITION OF TEETH IN A SEQUENCE OF  
DIGITAL IMAGES OF A HUMAN FACEMail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT**

Pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, this Information Disclosure Statement includes Form PTO/SB/08:

1. ☐ listing documents including patents, publications and other information for consideration by the Examiner, however, since the subject application was filed after June 30, 2003, copies of United States patents and/or United States patent application publications are not included in this information disclosure statement; and/or
2. ☐ listing documents including patents, publications and other information that have been previously cited or submitted to the Patent Office in prior application U.S. Serial No. \_\_\_\_\_, filed \_\_\_\_\_ which is properly identified and relied on for an earlier effective filing date under 35 U.S.C. 120 for consideration by the Examiner; however, in accordance with 37 C.F.R. 1.98(d), copies of such documents are not included in this information disclosure statement; and/or
3. ☒ listing documents including patents, publications, and other information for consideration by the Examiner, copies of which are included with this information disclosure statement;
4. ☐ listing other information for the Examiner's consideration which was cited in a communication from a foreign patent office in a counterpart foreign application, a copy of which is included with this information disclosure statement.

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In the July 31, 2007 Office Action, the Examiner objected to one reference. This Information Disclosure Statement (IDS) includes the reference intended by the Applicant to have been included in the March 16, 2004 IDS, objected to by the Examiner.

The information herein cited is only in fulfillment of Applicant(s) duty of candor in disclosing all information brought to Applicant(s) attention. This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant(s) reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant(s) further reserve(s) the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

In accordance with MPEP Sections 609 and 707.05(b), it is requested that each and every document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application and is evidence that the Examiner has considered the document.

This Information Disclosure Statement is being filed:

I) ☐ Within three (3) months of filing the subject Application or entry of the subject Application into the national stage or before mailing of the first Office Action on the merits of the subject Application or a request for continued examination thereof, whichever event occurs last pursuant to of 37 C.F.R. §1.97 (b); or

II) ☐ After the period specified in (I) but before the mailing date of either a final Official Action under 37 C.F.R. §1.113 or a notice of allowance under 37 C.F.R. §1.311 whichever occurs first and;

1. ☐ the undersigned hereby states that each item of information listed on the Form PTO-1449 was either (i) cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement or (ii) not cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge

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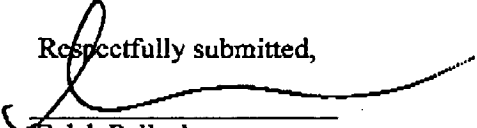
of the undersigned after making reasonable inquiry, not known to any individual designated in §1.56(c) more than three (3) months prior to the filing of this information disclosure statement; or

2. ☐ the undersigned hereby authorizes the Patent Office to charge the fee in the amount of \$180.00 under 37 C.F.R. §1.17 (p) to Deposit Account 50-3355.

III) ☒ After the period in (I) and (II) but before the payment of the issue fee.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-3355.

Respectfully submitted,

  
Caleb Pollack  
Attorney/Agent for Applicant(s)  
Registration No. 37,912

Dated: December 18, 2007

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